

**PUBLIC COMMENT FROM iPierian, Inc. SENT 8/18/09:**

From: Julie McDonnell <Julie.McDonnell@ipierian.com>

Date: Tue, 18 Aug 2009 17:27:37 -0700

To: "ipregs@circm.ca.gov" <ipregs@circm.ca.gov>

Subject: Comments to proposed regs

- Is the "Project Period of the Grant" the same as "the close of the Grant"? This is confusing.
- 100601(j) add "or sublicensed" after "licensed" and before "to other entities or persons".
- Definition of Grantee will conflict with most entity affiliate definitions of 50%
- Definition of Licensing Revenue, should define "consideration"
- Definition of Non-Exclusive License, at the end change "licensed to other entities" to "licensed to one or more entities"
- 100606(h) after "promptly report any material breach" insert "affecting any of the obligations under these regulations"
- Definition of Net Licensing Revenue should be included to offset transactional costs (similar to patent prosecution costs) and 100608 changed to Net Licensing Revenue from Licensing Revenue

Julie McDonnell  
Vice President Legal Affairs  
iPierian, Inc.  
951 Gateway Blvd.  
South San Francisco, CA 94080  
650.872.4714  
julie.mcdonnell@ipierian.com